

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Shirley *et al.*

Confirmation No.: 3707

Appl. No.: 09/285,429

Group No.: 1653

Filed: April 2, 1999

Examiner: Chih Min Kam

For: INJECTABLE FORMULATIONS CONTAINING SUCCINATE

August 3, 2005

Mail Stop RCE
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

PETITION AND FEE FOR EXTENSION OF TIME 37 C.F.R. § 1.136(a)

1. This is a petition for an extension of time for a total period of two months to respond to the final Office Action dated March 4, 2005.

2. Applicant is ☐ a small entity; ☒ other than a small entity.

3. Calculation of extension fee (37 C.F.R. § 1.17(a)(1)-(a)(5)):

Total Months Requested	Fee For Other Than Small Entity	Fee for Small Entity
<input type="checkbox"/> one month	\$120.00	\$60.00
<input checked="" type="checkbox"/> two months	\$450.00	\$225.00
<input type="checkbox"/> three months	\$1,020.00	\$510.00
<input type="checkbox"/> four months	\$1,590.00	\$795.00
<input type="checkbox"/> five months*	\$2,160.00	\$1,080.00

*Cannot be used to exceed six-month statutory limit for response to an Official Action.

☒ A check in the amount of \$450.00 is enclosed.

☐ Charge Deposit Account No. 16-0605 for the extension fee.

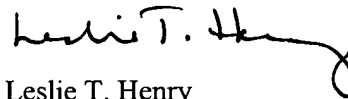
☒ Charge Deposit Account No. 16-0605 for any fee deficiency.

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450.00 0P

Respectfully submitted,



Leslie T. Henry

Registration No. 45,714

Customer No. 00826

ALSTON & BIRD LLP

Bank of America Plaza

101 South Tryon Street, Suite 4000

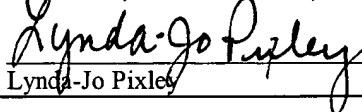
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on August 3, 2005



Lynda-Jo Pixley